

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ROME DIVISION**

PUBLIC EMPLOYEES' RETIREMENT
SYSTEM OF MISSISSIPPI, individually
and on behalf of all others similarly
situated,

Plaintiff,

v.

MOHAWK INDUSTRIES, INC. and
JEFFREY S. LORBERBAUM,

Defendants.

Civ. A. No. 4:20-00005-ELR

**DEFENDANTS' MOTION TO DISMISS CONSOLIDATED CLASS ACTION
COMPLAINT FOR VIOLATIONS OF THE FEDERAL SECURITIES LAWS**

Pursuant to the Private Securities Litigation Reform Act, 15 U.S.C. §§ 78u-4, *et seq.*, and Federal Rule of Civil Procedure 12(b)(6), Defendants Mohawk Industries, Inc. and Jeffrey S. Lorberbaum ("Defendants") hereby move to dismiss Plaintiff's Consolidated Class Action Complaint for Violations of the Federal Securities Laws (ECF No. 37) (the "CC") with prejudice for the reasons set forth in the accompanying Memorandum of Law.

WHEREFORE, Defendants respectfully request that this Motion to Dismiss be granted and that the CC be dismissed in its entirety. A proposed order is attached for the Court's convenience.

Respectfully submitted this 27th day of October, 2020.

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LOCAL RULE 7.1D CERTIFICATION

By signature below, counsel certifies that the foregoing document was prepared in Times New Roman, 14-point font in compliance with Local Rule 5.1C.

Robert R. Long

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Georgia Bar No. 141546

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of October, 2020, I electronically filed the foregoing DEFENDANTS' MOTION TO DISMISS PLAINTIFF'S CONSOLIDATED CLASS ACTION COMPLAINT FOR VIOLATIONS OF THE FEDERAL SECURITIES LAWS with the Clerk of Court using the CM/ECF system, which will automatically send notification of such filing upon Counsel of Record.

This 27th day of October, 2020.

Robert R. Long

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